



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/637,962	08/11/2000	Lawrence H. Thompson	500731.01

Mark W Roberts PhD  
Dorsey & Whitney LLP  
Suite 3400  
1420 Fifth Avenue  
Seattle, WA 98101-4010



## FORMALITIES LETTER



\*OC000000005489312\*

Date Mailed: 10/19/2000

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

## Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 690 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- Total additional claim fee(s) for this application is \$2040.
  - \$1728 for 96 total claims over 20.
  - \$312 for 4 independent claims over 3 .
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 2860.

000000  
355.00  
864.00  
160.00  
65.00

A copy of this notice MUST be returned with the reply.

*As Kale*  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202

01/26/2001 BH08TEN 00000023 09637962

01 FC:201  
02 FC:203  
03 FC:202  
04 FC:205

PART 2 - COPY TO BE RETURNED WITH RESPONSE



#4

PATENT

I hereby certify that on the date specified below, this correspondence is being deposited with the United States Postal Service as first-class mail in an envelope addressed to Box Missing Parts, Commissioner of Patents, Washington, DC 20231.

January 19, 2001  
Date

Stephanie Jansen  
Stephanie Jansen

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant	: Lawrence H. Thompson	Attorney Docket No.	: 500731.01
Serial No.	: 09/637,962	Group Art Unit	: 1646
Filed	: August 11, 2000	Examiner	: Not yet assigned
Title	: THERAPEUTIC METHODS FOR TREATING SUBJECTS WITH A RECOMBINANT ERYTHROPOIETIN HAVING HIGH ACTIVITY AND REDUCED SIDE EFFECTS		

**GENERAL AUTHORIZATION UNDER 37 C.F.R. § 1.136(a)(3)**

Box Missing Parts  
Commissioner of Patents  
Washington, D.C. 20231

Sir:

With respect to the above-identified application, the Commissioner is authorized to treat any concurrent or future reply requiring a petition for an extension of time under 37 C.F.R. § 1.136(a)(3) for its timely submission as incorporating a petition therefor for the appropriate length of time. The Commissioner is also authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 50-1266.

Respectfully submitted,  
DORSEY & WHITNEY LLP

Mark W. Roberts, Ph.D.  
Registration No. 46,160

MWR:sj

1420 Fifth Avenue, Suite 3400  
Seattle, Washington 98101-4010  
Tel: (206) 903-8800  
Fax: (206) 903-8820

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PATENT

I hereby certify that on the date specified below, this Declaration is being deposited with the United States Postal Service as first-class mail in an envelope addressed to Box Missing Parts, Commissioner of Patents, Washington, DC 20231.

January 19, 2001  
Date

Stephanie Jansen  
Stephanie Jansen

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant	: Lawrence H. Thompson	Attorney Docket No.:	500731.01
Serial No.	: 09/637,962	Group Art Unit	: 1646
Filed	: August 11, 2000	Examiner	: Not yet assigned
Title	: THERAPEUTIC METHODS FOR TREATING SUBJECTS WITH A RECOMBINANT ERYTHROPOIETIN HAVING HIGH ACTIVITY AND REDUCED SIDE EFFECTS		

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION**

Box Missing Parts  
Commissioner of Patents  
Washington, D.C. 20231

Sir:

In response to the Notice to File Missing Parts dated October 19, 2000, please find enclosed a Declaration and Power of Attorney and Form PTO-1533 for the above-identified application.

The Declaration is being filed under M.P.E.P. § 601.01(a)(6). The registered attorney signing below hereby states that the application filed in the U.S. Patent and Trademark Office on August 11, 2000, is the application which the inventor executed by signing the enclosed Declaration.

Also enclosed is a General Authorization Under 37 C.F.R. § 1.136(a)(3).

Please find enclosed a Petition for an Extension of Time, extending the time for response from December 19, 2000, to January 19, 2001.

The fees have been calculated as follows:

Basic Fee	\$ 355
Total Claims (116, 96 extra)	864
Independent Claims (7, 4 extra)	160
Multiple Dependent Claims Surcharge	-0-
Missing Parts Surcharge	65
Total	\$ 1444
One mo. Extension-of-Time Fee	55
TOTAL	\$ 1499

Enclosed is a check in the amount of \$1499 for the requisite fees. The Commissioner is hereby authorized to charge any additional filing fees or to credit any overpayment to Deposit Account No. 50-1266. A duplicate copy of this response is enclosed.

Respectfully submitted,

DORSEY & WHITNEY LLP



Mark W. Roberts, Ph.D.  
Registration No. 46,160

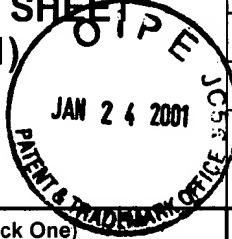
MWR:sj

Enclosures:

- Postcard
- Check
- Fee Transmittal Sheet (+ copy)
- General Authorization
- Copy of this Response
- Declaration and Power of Attorney
- Petition for Extension of Time (+ 2 copies)
- Copy of Form PTO-1533

1420 Fifth Avenue, Suite 3400  
Seattle, WA 98101  
Tel: (206) 903-8800  
Fax: (206) 903-8820

# **FEE TRANSMITTAL SHEET (FOR FY 2001)**



*Section*  
**Complete if Known**

Application No.	09/637,962
Filing Date	August 11, 2000
First Named Inventor	Lawrence H. Thompson
Group Art Unit	1646
Examiner	Not Yet Assigned
Atty. Docket Number	500731.01

**METHOD OF PAYMENT (Check One)**

**FEE CALCULATION (Continued)**

1. ☒ The Commissioner is hereby authorized to charge any additional fee required under 37 C.F.R. §§ 1.16 and 1.17 and 1.136(a)(3) and credit any over payments to Deposit Account No.: 50-1266; Deposit Account Name: DORSEY & WHITNEY LLP

2. ☒ Check Enclosed

**FEE CALCULATION**

**1. BASIC FILING FEE**

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
101	710	201	355	<input checked="" type="checkbox"/> Utility Filing Fee
106	320	206	160	<input type="checkbox"/> Design Filing Fee
108	710	208	355	<input type="checkbox"/> Reissue Filing Fee
114	150	214	75	<input type="checkbox"/> Provisional Filing Fee

**Subtotal (1) \$ 355**

**2. EXTRA CLAIM FEES**

Current Claims	Prior	Extra	Fee	Fee Paid
Total	116	- 20	= 96 x \$ 9	= \$ 864
Ind.	7	- 3	= 4 x \$ 40	= \$ 160
Multiple Dependent Claims		0	x \$ 0	= \$ 0

**Subtotal (2) \$ 1024**

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
103	18	203	9	Claims in excess of 20
102	80	202	40	Independent claims in excess of 3
104	270	204	135	Multiple dependent Claim
109	80	209	40	Reissue independent claims over original patent
110	18	210	9	Reissue claims in excess of 20 and over original patent

**3. ADDITIONAL FEES**

Large Entity		Small Entity		Fee Description	Fee paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
105	130	205	65	Surcharge - Late filing fee or oath	\$65
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	\$
139	130	139	130	Non-English specification	\$
147	2,520	147	2,520	For Filing a Request for Reexamination	\$
115	110	215	55	Extension for reply within first month	\$55
116	390	216	195	Extension for reply within 2 <sup>nd</sup> month	\$
117	890	217	445	Extension for reply within 3 <sup>rd</sup> month	\$
118	1,390	218	695	Extension for reply within 4 <sup>th</sup> month	\$
128	1,890	280	945	Extension for reply within 5 <sup>th</sup> month	\$
120	310	220	155	Filing a brief in support of an appeal	\$
121	260	270	135	Request for oral hearing	\$
148	110	248	55	Terminal Disclaimer Fee	\$
140	10	240	55	Petition to revive - unavoidable	\$
141	1,240	241	620	Petition to revive - unintentional	\$
142	1,240	242	620	Utility/Reissue issue fee (+ advance copies)	\$
143	440	243	220	Design issue fee (+ advance copies)	\$
122	130	122	130	Petitions to the Commissioner	\$
123	50	123	50	Petitions related to provisional applications	\$
126	180	126	180	Submission of IDS	\$
581	40	81	40	Recording each patent assignment per property (times number of properties)	\$
179	710	279	355	Request for Continued Examination (RCE)	\$

Other fee (specify)

**Subtotal (3) \$120**

**Total Amount of Payment: \$ 1499**

**Submitted by:**

Name: Mark W. Roberts, Ph.D.

Reg. No.: 46,160

Telephone: (206) 903-8728

Signature: *Mark W. Roberts*

Date:

1-19-01